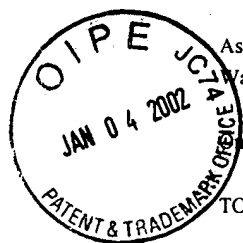


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TOWNSEND and TOWNSEND and CREW LLP

By:

Malinda Dagit

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

WANG *et al.*

Application No.: 09/870,353

Filed: May 30, 2001

For: IMPROVED NUCLEIC ACID
MODIFYING ENZYMES

Examiner: Not yet assigned

Art Unit: 1633

COMMUNICATION UNDER

37 C.F.R. §§ 1.821-1.825

AND

PRELIMINARY AMENDMENT

Box SEQUENCE

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the request to comply with Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures, 37 C.F.R. §§ 1.821-1.825, that accompanied the Notice to File Missing Parts of Nonprovisional Application mailed August 14, 2001, Applicants submit herewith the required paper copy and computer readable copy of the Sequence Listing. Please amend the specification as follows.

01/09/2002 STEUMEL1 00000034 09870353

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02 FC:215 55.00 CH